

This record is a partial extract of the original cable. The full text of the original cable is not available.

S E C R E T TAIPEI 004091

SIPDIS

DEPT FOR EAP/TC, EAP/EP, NP/ECC, NP/CBM  
DEPT PASS AIT/W

E.O. 12958: DECL: 10/11/2015

TAGS: [ETTC](#) [PARM](#) [PINR](#) [PREL](#) [PTER](#) [TW](#) [CBW](#) [MTAG](#)

SUBJECT: TAIWAN EXPORT CONTROL NON-PRO FOLLOW-UP

REF: TAIPEI 3573

Classified By: AIT Director Douglas Paal, Reason 1.4 b/d

1. (S) Action Request para 4. Taiwan Bureau of Foreign Trade (BOFT) Export Control Task Force Head Wally Su told AIT via phone on October 5 that he expected the list of Harmonized Tariff System (HS) items requiring export/re-export/transit/transshipment licenses would be ready by October 20 (reftel). He confirmed to AIT that he knew the 60-day time limit agreed to during August 10-11 non-pro discussions would be up on October 12, but indicated his inability to control the several agencies involved in reviewing and clearing the list. The list he described seemed to AIT to be different from what was agreed to in August. He said the current draft list was a "positive" list which contained 80 ten-digit level HS categories that will be designated "sensitive" and which will require a license to be shipped to any "sensitive" destinations. In August, both sides agreed that for exports to Iran and North Korea, BOFT would divide the HS at the four-digit (more inclusive) level into two categories; one requiring and the other not requiring an export license. AIT questioned the use of ten-digit level designations, noting that both sides had agreed in August to use four-digit designations. Su replied that the broader categories included many non-sensitive items and this was of concern to industry.

2. (C) Regarding the upcoming APEC Export Control Seminar in Hawaii, Su said the Taiwan government could understand the difficulty a presentation on its UNSCR 1540 report might create for the United States and would not push the issue. He added that Taiwan was also interested in the possibility of making a more general presentation on Taiwan's export control regime. Su said that the Taiwan delegation to the seminar would be led by Taiwan's Counter Terrorism Office (CTO) Chief Coordinator Kuo Lin-Wu and include one other person from CTO, one from the Customs General Administration, and Su's boss in BOFT, Peter Ho.

3. (C) Su observed that the EU had lifted restriction on Libya in 2003, and the United States was considering lifting its sanctions on Libya at the end of this year. He asked AIT what the U.S. reaction would be if Taiwan were to consider lifting its restrictions on exports to Libya, but denied any such move was currently under consideration. Su also asked for U.S. reactions to the possibility of posting export license applications on a secure website where the U.S. Department of Commerce could view and comment on them, and for U.S. reactions to BOFT asking Taiwan exporters to conduct the initial check whether items are on the publicly available export control lists.

4. (C) Action request: In order to respond to the BOFT questions, AIT requests guidance on 1) the possibility of Taiwan being allowed to make a general presentation on its export control regime during the APEC export control meeting in Hawaii; 2) U.S. views of restrictions on trade with Libya; 3) posting license applications on a website; and 4) asking exporters to make initial checks of restrictions.  
PAAL